

JFW RCE S/

PTO/SB/30 (09-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request
for

Continued Examination (RCE)
Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/038,578
Filing Date	January 8, 2002
First Named Inventor	Jacques DUROCHER
Art Unit	3618
Examiner Name	Gerald B. Klebe
Attorney Docket Number	86421-5 formerly 85493-423

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
ii. Other _____

b. Enclosed

i. Amendment/Reply iii. Information Disclosure Statement (IDS)
ii. Affidavit(s)/ Declaration(s) iv. Other _____

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. Deposit Account No. 19-2550

i. RCE fee required under 37 CFR 1.17(e)
ii. Extension of time fee (37 CFR 1.136 and 1.17)
iii. Other * Including Amendment fee (\$90.00) _____

b. Check in the amount of \$ 860.00* enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Mark Gedon	Registration No. (Attorney/Agent)	51,273
Signature	Date August 11, 2004		

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	
Signature	Date

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

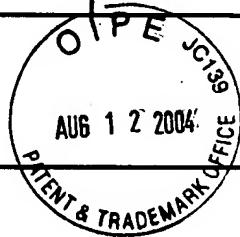
AMENDMENT TRANSMITTAL LETTER (Large Entity)Applicant(s): **Jacques DUROCHER**

Docket No.

86421-5 (formerly 85493-423)

Application No. 10/038,578	Filing Date January 8, 2002	Examiner Gerald B. Klebe	Customer No. 28291	Group Art Unit 3618	Confirmation No. 1432
--------------------------------------	---------------------------------------	------------------------------------	------------------------------	-------------------------------	---------------------------------

Invention:

IN-LINE ROLLER SKATE WITH VIBRATION ABSORPTION SYSTEM**COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	36	31	5	x \$18.00	\$90.00
INDEP. CLAIMS	3	3	0	x \$86.00	\$0.00
Multiple Dependent Claims (check if applicable)					\$0.00
		TOTAL ADDITIONAL FEE FOR THIS AMENDMENT			\$90.00

No additional fee is required for amendment.

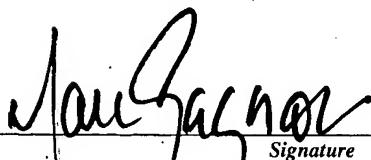
Please charge Deposit Account No. _____ in the amount of _____.

A check in the amount of **\$90.00** to cover the filing fee is enclosed.

The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-2550**

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.



Signature

Marc Gagnon, Reg. No. 51,273
SMART & BIGGAR
1000 de la Gauchetière Street West
Suite 3300
Montreal, Quebec
H3B 4W5
CANADA

Dated: **August 11, 2004**

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

cc: *Including Request For Continued Examination fee



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/038,578
Applicant: Jacques Durocher
Filed: January 8, 2002
Title: IN-LINE ROLLER SKATE WITH VIBRATION ABSORPTION SYSTEM (formerly VIBRATION ABSORPTION SYSTEM FOR IN-LINE ROLLER SKATES AND ICE SKATES)
TC/A.U.: 3618
Examiner: Gerald B. Klebe
Confirmation No.: 1432
Docket No.: 86421-5 (formerly 85493-423)

PRELIMINARY AMENDMENT

BOX RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Further to the Final Office Action of May 13, 2004, the Applicant requests entry of certain claim amendments. Please amend the present patent application as follows and reexamine the application in view of the amendments and remarks provided.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 9 of this paper.

08/13/2004 SSITHIB1 00000085 10038578
02 FC:1202 90.00 0P